



IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) NO. 1170 OF 2007

PETITIONERS

- 1] Krishna Kumar Tiwari, S/o Shri
Narbdeshwar Tiwari, Aged about 23 years,
R/o E-19 Ganesh Enclave, Chhoti Koni,
District-Bilaspur (C.G.)
- 2] Gautam Kumar Pradhan, S/o Shri Lakhan
Lal Pradhan, Aged about 23 years,
R/o Village Ratanpur Karihapara,
Distt. Bilaspur (C.G.)
- 3] Ramayan Prasad Suryawanshi, S/o Shri
Bund Ram Suryawanshi, Aged 25 years,
R/o Village Gautara, Tahsil- Masturi
Distt. Bilaspur (C.G.)

P.R. No. 816/07
Presented by Ashok Dubey
dated 29/1/07

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VERSUS

RESPONDENTS

- 1] State of Chhattisgarh, Through Secretary
Revenue Department, Raipur (C.G.)
- 2] Commissioner Land Records, Raipur
(C.G.)
- 3] Collector, District- Bilaspur (C.G.)



✓ 226 ✓ Aw 21/1/07
WRIT PETITION UNDER ARTICLE 227 OF THE
CONSTITUTION OF INDIA

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HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 1170 of 2007

Petitioners

**Krishna Kumar Tiwari and
others**

Versus

Respondents:

State of Chhattisgarh and others

Single Bench: Hon'ble Mr. Justice Satish K. Agnihotri.

Present: Mr. L.P. Dubey, Advocate for the petitioners.
Mrs. Anju Ahuja, Deputy Government Advocate for the
State/respondents.

ORDER

(Passed on 28th day of February, 2007)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. By this petition, the petitioner seeks direction against the respondents to send them for Patwari Training.
2. The petitioners were in the waiting list of 172 candidates. The 88 candidates were sent for training in accordance with their seniority. The petitioners have pointed out that there are some persons who are down below and have been sent for training.
3. On perusal, it is found that the persons who have been sent for training do not belong to general category and they are the candidates other than general category i.e. from O.B.C., S.C. and S.T..

4. The petitioners are not in a position to point out asto whether any person of general category, placed down in the waiting list, has been sent for training.
5. It is well settled that a person has right to be considered for appointment in accordance with the constitutional scheme. The petitioners have no right to appointment except in case of discrimination and arbitrariness. The petitioners have not pointed out any discrimination by showing that any general candidate, placed down below in the waiting list, has been sent for Patwari Training. This Court in exercise of its jurisdiction under Article 226 of the Constitution of India cannot direct the Government to send a person for training out of turn without following the waiting list. This seems to be a case wherein the petitioners want a direction for sending them to Patwari Training out of turn.
6. Thus, this petition is devoid of merit. It deserves to be and is dismissed summarily.

Sd/-
Satish K. Agnihotri
Judge